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13　　　　　　　　UNITED STATES DISTRICT COURT

14　　　　　　　NORTHERN DISTRICT OF CALIFORNIA

15　SKYWEST PILOTS ALPA ORGANIZING　　　)　　CASE No. C-07-2688 CRB
　　COMMITTEE, *et al.*,　　　　　　　　　　　)
16　　　　　　　　　　　　　　　　　　　　　)　**DECLARATION OF LINDA LYE IN**
　　　　　　　　　　Plaintiffs,　　　　　　　)　**SUPPORT OF PLAINTIFFS'**
17　　　　　　　　　　　　　　　　　　　　　)　**MOTION TO REQUIRE SKYWEST**
　　　　　　vs.　　　　　　　　　　　　　　　)　**TO RELEASE PLAINTIFF PHIL**
18　　　　　　　　　　　　　　　　　　　　　)　**ALFORD**
　　SKYWEST AIRLINES, INC.,　　　　　　　　)
19　　　　　　　　　　　　　　　　　　　　　)
　　　　　　　　　Defendant.　　　　　　　　)
20　_____)

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1　　　　I, Linda Lye, declare as follows:

2　　　　1.　　　I am a member of the bar of this Court and an attorney for plaintiffs in this case.

3　　　　2.　　　Attached as Exhibit 1 is a true and correct copy of excerpts from the transcript of

4　proceedings before this Court on May 24, 2007.

5　　　　3.　　　On May 25, 2007, Plaintiffs identified the witnesses they intended to call at the

6　preliminary injunction hearing. Attached as Exhibit 2 is a true and correct copy of a letter I sent to

7　counsel for SkyWest on May 25, 2007 identifying those witnesses.

8　　　　4.　　　On May 31, 2007, the Court re-set the hearing on Plaintiffs' motion for a preliminary

9　injunction for June 7, 2007. Attached as Exhibit 3 is a true and correct copy of the Court's May 31,

10　2007 order re-setting the hearing.

11　　　　5.　　　The next day, on June 1, 2007, Plaintiffs identified three pilots who were scheduled

12　for duty on June 6 and/or 7, 2007 and requested that they be released. A true and correct copy of the

13　letter Plaintiffs sent to SkyWest in this regard is attached as Exhibit 4.

14　　　　6.　　　One of the three pilots identified by Plaintiffs in their June 1, 2007 letter is Captain

15　Phil Alford. Captain Alford is currently scheduled to fly on June 6, 2007, but is not scheduled to fly

16　on June 7, 2007. SkyWest has not previously released Captain Alford from any duty in connection

17　with this case. Plaintiffs' request was therefore that SkyWest release Captain Alford for only a

18　single day (June 6, 2007) in connection with this case.

19　　　　7.　　　On June 1, 2007 Defendant responded that it would not release Captain Alford from

20　his flight duties until 3:49 pm in Salt Lake City, UT on June 6, 2007. A true and correct copy of

21　Defendant's letter in this regard is attached as Exhibit 5.

22　　　　8.　　　On June 3, 2007, I check travel websites and learned that the earliest flight from Salt

23　Lake City to San Francisco that departs after 3:49 pm on June 6, 2007 does not arrive at San

24　Francisco International Airport until 7:28 pm.

25　　　　9.　　　On June 3, 2007, Plaintiff wrote to SkyWest and requested that Captain Alford be

26　released from all of his duties on June 6, 2007 because if he is not released until 3:49 pm, he will

27　not be able to arrive in San Francisco until the evening before the preliminary injunction hearing. A

28　true and correct copy of Plaintiffs' letter in this regard is attached as Exhibit 6.

DECLARATION OF LINDA LYE IN SUPPORT OF PLAINTIFFS' MOTION TO REQUIRE SKYWEST TO
RELEASE PLAINTIFF PHIL ALFORD , CASE No. C-07-2688 CRB　　　　　　　　　　　　　　　1

1   10.   On June 4, 2007, Defendant responded that it would not release Captain Alford any

2   earlier in the day on June 6, 2007. A true and correct copy of Defendant's letter in this regard is

3   attached as Exhibit 7.

4   11.   On June 4, 2007, Plaintiffs once again requested that SkyWest release Captain Alford

5   from all his duties on June 6, 2007 so that he can prepare for the June 7 hearing the next day.

6   Plaintiffs requested confirmation from Defendant that it would release Captain Alford by noon

7   today. A true and correct copy of Plaintiffs' letter in this regard is attached as Exhibit 8.

8   12.   As of noon today, June 4, 2007, Plaintiffs have not received a response.

9   I declare under penalty of perjury that the foregoing is true and correct. Executed on June 4,

10   2007 at San Francisco, California.

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                                    LINDA LYE
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DECLARATION OF LINDA LYE IN SUPPORT OF PLAINTIFFS' MOTION TO REQUIRE SKYWEST TO
RELEASE PLAINTIFF PHIL ALFORD , CASE No. C-07-2688 CRB   2